

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH ADVANCED DISPOSAL SERVICES, INC. FOR FC-7650-04A, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS (\$1,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did enter into an agreement with Advanced Disposal Services, Inc. for FC-7650-04A, Annual Contract for Disposal of Municipal Solid Waste, pursuant to Resolution 04-R-1764; and

WHEREAS, said Agreement did contain a one (1) year base term, with four (4) one (1) year renewal options at the City's sole discretion, with the base year expiring on November 17, 2005; and

WHEREAS, a 90-day extension was granted by the Chief Procurement Officer with an expiration date of February 17, 2006; and

WHEREAS, Renewal Agreement No. 1 was adopted by City Council December 5, 2005 and approved by the Mayor on December 13, 2005 pursuant to Resolution 05-R-2329; and

WHEREAS, Renewal Agreement No. 2 was adopted by City Council on January 2, 2007 and approved by the Mayor on January 9, 2007 pursuant to Resolution 06-R-2708; and

WHEREAS, this contract will expire on February 17, 2008, an ordinance is needed to waive Article X of the City of Atlanta's Procurement Code; and

WHEREAS, Article X of the City of Atlanta's Procurement Code is hereby waived to the extent that such applies to the authorization of Renewal Agreement No.3; and

WHEREAS, the Contractor has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Public Works recommends that Renewal Agreement No. 3 with Advanced Disposal Services for FC-7560-04A, Annual Contract for Disposal of Municipal Solid Waste, be executed in an amount not to exceed One Million Dollars (\$1,000,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

SECTION 1: That the Mayor is authorized to enter into Renewal Agreement No. 3 ("Agreement") Advanced Disposal Services, Inc. ("Advanced Disposal") for FC-7650-04A, Annual Contract for Disposal of Municipal Solid Waste, in an amount not to exceed One Million Dollars (\$1,000,000.00).

SECTION 2: That the term of the Agreement will be for a period of one (1) year.

SECTION 3: That the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

SECTION 4: That this Agreement will not become binding on the City, and the City will incur no liability or obligation under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Advanced Disposal Services, Inc.

SECTION 5: That Article X of the City of Atlanta's Procurement Code is hereby waived to the extent that such applies to the authorization of Renewal Agreement No.3.

SECTION 6: That all contracted services will be charged to and paid from Fund, Account and Center Number: 1001 (General Fund) 5212001 (Consultant/Prof. Services) 130213 (Recycling and Collection).

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities Committee

Caption: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH ADVANCED DISPOSAL SERVICES, INC. FOR FC-7650-04A, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS AND NO CENTS (\$1,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.

Council Meeting Date: March 3, 2008

Requesting Dept.: Department of Public Works

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

This legislation will authorize the renewal of FC-7650-04A Disposal of Municipal Solid Waste. This contract provides for the disposal of solid waste to all City departments.

2. Please provide background information regarding this legislation.

This legislation will be the third renewal of this contract. The City first entered into this contract due to the closure of the Live Oak Landfill which was previously the disposal vendor for the City.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Unit price service contract.

(b) Source Selection:

(c) Bids/Proposals Due: N/A

(d) Invitations Issued: N/A

(e) Number of Bids: N/A

(f) Proposals Received: N/A

(g) Bidders/Proponents: N/A

(h) Term of Contract: N/A

(I) Fund Account Center: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION)

5. Source of Funds: N/A

6. Fiscal Impact: N/A

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Soraya Belgrave

**LEGISLATIVE SUMMARY
REQUEST FOR RENEWAL NO. 3**

FC – 7650-04A, Renewal Contract for Disposal of Municipal Waste

TO: CITY UTILITIES COMMITTEE

CAPTION

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 3 WITH ADVANCED DISPOSAL SERVICES, INC. FOR FC-7650-04A, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS (\$1,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1001 (GENERAL FUND) 5212001 (CONSULTANT/PROF. SERVICES) 130213 (RECYCLING AND COLLECTION); AND FOR OTHER PURPOSES.

Committee Meeting Date:	February 26, 2008
Council Meeting Date:	March 3, 2008
Legislation Title:	Advanced Disposal Services, Renewal Agreement #3
Requesting Dept.:	Department of Public Works
Contract Type:	Professional Services
Advertisement:	Atlanta Journal Constitution 02/01/04 and 02/08/04
Bids/Proposals Due:	08/04/04
Invitations Mailed:	30
Bids/Proposals Received:	5
Bidders/Proponents:	Advanced Disposal Services, Inc. Republic Services of Georgia Waste Management BFI Waste Systems Global Engineering Environmental Technology
Contractor:	Advanced Disposal Services, Inc.
Estimated Value:	\$1,000,000.00
Scope Summary:	DISPOSAL SERVICES OF MUNICIPAL SOLID WASTE (“MSW”) within the city of Atlanta limits.

The city disposes of approximately 240,000 to 320,000 tons of solid waste and other waste per year. The types of waste include, but are not limited to the following: municipal solid waste, sewage sludge, dead animal carcasses, white goods, asbestos, tires, ashes from incinerators and yard waste.

Background:

Original contract - \$2,155,140.00; 11/18/04 – 1/17/05
Legislation ID 04-R-1764

Renewal No. 1 \$1,800,000.00; 01/12/06 – 01/11/07
Legislation ID 05-R-2329

Renewal No. 2 \$1,800,000.00; 2/18/07 – 02/17/08
Legislation ID 06-R-2708

Evaluation Team:

Department of Public Works, Office of Contract Compliance

Term of Contract:

One (1) year with four (4) one (1) year options to renew. Renewal No. 3: 2/18/08 – 02/17/09

Fund Account Centers:

1001 (GENERAL FUND) 5212001
(CONSULTANT/PROF. SERVICES) 130213
(RECYCLING AND COLLECTION)

Prepared By:

Kelly Woolfolk, Contracting Officer

Contact Number:

404-330-6536



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2004 SEP -8 AM 8:59

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE SW, SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director
Office of Contract Compliance

DATE: August 31, 2004

RE: Recommendation for FC 7650-04, Disposal of Municipal Solid Waste

The Office of Contract Compliance has reviewed the five (5) bids for minority and female business enterprise participation. All five bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only four bidders have been deemed responsive by the Office of Compliance. For your information, they have committed to utilizing AABEs and FBEs as indicated below:

Waste Management of Metro Atlanta, Inc. d/b/a Pine Bluff Landfill, Inc.

Lewis Trucking	AABE 6%
MST International	AABE 5%
Wallace Coopwood & Associates	AABE 6%
C.E.S. Trucking	FBE 2%
First Class, Inc.	FBE 5%
Lesco Services	FBE 5%
Stafford Transport South, LLC	FBE 5%
Participation Total	34%

Republic Services of Georgia, LLP

Deamsan, Inc.	FBE 15%
Woody Trucking	FBE 7%
Attache	AABE 1%
Metro Petroleum	AABE 7%
Genesis Testing Service, Inc.	AABE 5%
Participation Total	35%

Adam L. Smith
August 31, 2004
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Advanced Disposal Services, Inc.

Garnett Trucking	AABE 47%
Latham Home Sanitation	FBE 4%
Participation Total	51%

BFI

Stafford Transport South, LLC	FBE 31%
Woody Trucking	FBE 31%
Participation Total	62%

Global Engineering Environmental Technology, LLC

D & D Operation	AABE 0.5%
Coastal Construction	FBE 2%
Participation Total	2.5%
Non-responsive	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Djuana Herron, DOP



CITY OF ATLANTA
DEPT. OF PROCUREMENT
08 JAN 23 PM 3: 34

SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVE., SW, ATLANTA, GEORGIA 30303-0324
SUITE 4700, CITY HALL - SOUTH
(404) 330-6240
FAX (404) 658-7552
email: publicworks@atlanta.gov

DEPARTMENT OF PUBLIC WORKS

David E. Scott, P.E.
Commissioner

MEMORANDUM FOR: REQUEST FOR RENEWAL

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: David E. Scott, P.E, Commissioner
Department of Public Works

SUB: **REQUEST FOR RENEWAL OF CONTRACT – FC-7650-04A & B**
Disposal of Municipal Solid Waste

Contractor(s): Advanced Disposal
Republic Services of Georgia

DATE: **January 23, 2008**

A. DESCRIPTION OF NEED

The Department of Public Works (DPW) submits a formal request to process Renewal Option Number 3 on the above captioned Agreements.

We are submitting the required paperwork for Cycle 4. This legislation will be drafted as an Ordinance as the contracts will have expired by the time the legislation goes before council.

Cycle	Complete Legislative Request Due to Law Department	Supporting Docs due from Procurement/ dept. liaison to Law Dept.	Legislation due to CPO from dept. liaison	Legislation due from CPO to dept. liaison	To COS from dept. liaison	From COS to City Council	City Council Committee Meetings	Committee on Council & City Council M
4	January 16, 2008*	1/25	2/5	2/08	2/13	2/15	February 26-27, 2008	March 3, 2008

If additional information is needed, contact Soraya Belgrave at Ext. 6002.

DES/sb

Attachments:

- 1- LRF
- 2- Requisitions

cc: James Swope, Department of Public Works
Cathy Martin, Department of Procurement
Soraya Belgrave, Department of Public Works / File

REQUISITION

$$\begin{array}{|c|c|c|c|} \hline 1 & 3 & 0 & 2 \\ \hline \end{array} - \begin{array}{|c|c|c|c|} \hline 1 & 3 & 0 & 8 \\ \hline \end{array}$$

SHIP-TO CODE	1	7	5
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1	3	0	2	1	3				
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CENTER

BPREF003-02

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Soraya Belgrave

Contact Number: (404) 330-6002

Originating Department: Department of Public Works

Committee(s) of Purview: City Utilities

Chief of Staff Deadline: February 13, 2008

Anticipated Committee Meeting Date(s): February 26, 2008

Anticipated Full Council Date: March 3, 2008

Legislative Counsel's Signature: Terry Grandison

Terry Grandison

Commissioner Signature: _____

[Signature]

Chief Procurement Officer Signature: _____

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FINANCIAL IMPACT (if any)

Mayor's Staff Only

Received by CPO: _____

(date)

Received by LC from CPO: _____

(date)Received

by Mayor's Office: 2/13/08

(date)

Reviewed by: [Signature]

(date)

Submitted to Council: _____

(date)